

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF WASHINGTON

SEAN A. BRENAN,)	
)	No. CV-07-0215-JPH
Plaintiff,)	
)	ORDER GRANTING STIPULATION
v.)	TO REMAND
)	
MICHAEL J. ASTRUE,)	
Commissioner of Social)	
Security,)	
)	
Defendant.)	

The parties have filed a stipulation for remand of the above captioned case to the Commissioner for further administrative proceedings. (Ct. Rec. 19). The parties have filed a consent to proceed before a magistrate judge. (Ct. Rec. 6).

After considering the stipulation, **IT IS ORDERED** that the above-captioned case be remanded for a *de novo* hearing pursuant to sentence four of 42 U.S.C. § 405(g). Upon remand, the Administrative Law Judge ("ALJ") will: (1) conduct a new hearing, further develop the record, and issue a new decision; (2) reevaluate the medical opinions of record; specifically, the opinions of W. Scott Mabey, Ph.D., and John Arnold, Ph.D.; (3) obtain a consultative mental status examination and obtain

1 evidence from a medical expert; (4) reevaluate Plaintiff's
2 limitations with and without substance abuse; (5) reassess
3 Plaintiff's RFC; and (6) reevaluate steps four and five of the
4 sequential evaluation process with the assistance of a vocational
5 expert if necessary.

6 Accordingly, this court reverses the Commissioner's decision
7 under sentence four of 42 U.S.C. § 405(g) with a remand of the
8 cause to the Commissioner for further proceedings. *See, Melkonyan*
9 *v. Sullivan*, 501 U.S. 89 (1991).

10 **IT IS FURTHER ORDERED:**

11 1. The parties' Stipulation for Remand (**Ct. Rec. 19**) is
12 **GRANTED.**

13 2. Judgment shall be entered for the **PLAINTIFF.**

14 3. An application for attorney fees may be filed by
15 separate motion.

16 4. The District Court Executive is directed to enter this
17 Order, forward copies to counsel, and thereafter shall **close** this
18 file.

19 **IT IS SO ORDERED.**

20 **DATED** this 19th day of February, 2008.

21 S/James P. Hutton

22 JAMES P. HUTTON
23 UNITED STATES MAGISTRATE JUDGE
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